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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
(Attorney Docket No. BP 1622)

In the Application of:
Anders Hebsgaard, et al.

Serial No.: 10/698,055

Filed: 10/30/2003

For: DOCSIS MAC Layer-Based ARQ
For Fixed Wireless

§ Group Art Unit: 2661

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§ Examiner: Unknown

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CERTIFICATE OF FIRST CLASS MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service First Class Mail Service under 37 C.F.R. Sec. 1.08 addressed to: Mail Stop Missing Parts, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on April 2, 2004.

By: 
Sherry L. Wolf McWhinnie

PETITION UNDER 37 CFR 1.47

Mail Stop Missing Parts
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

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Dear Sir:

As attorney of record in the above-identified application (hereafter the "Application"), I hereby petition for acceptance, in response to the Notice to File Missing Parts dated February 2, 2004, the Declaration for Patent Application signed by the first-named inventor Anders Hebsgaard on behalf of himself and a non-signing inventor, Mark Dale, who refuses to join in the Application.

I further hereby petition that any patent which may issue from the Application be issued to Broadcom Corporation.

In accordance with 37 CFR 1.47, this Petition is accompanied by the following:

1. Declaration for Patent Application signed by the first-named inventor as required by 37 CFR 1.63 and 1.64 with the signature block of the non-signing inventor left blank. It is hereby requested that this Declaration be treated as having been signed by all the available joint inventors on behalf of the non-signing inventor.

2. Assignment for Patent Application signed by the first-named inventor with the signature block of the non-signing inventor left blank.

3. Declaration by James A. Harrison, attorney for Broadcom Corporation, attesting to pertinent facts surrounding Mr. Mark Dale's refusal to sign the Declaration for Patent Application and Assignment for Patent Application.

4. Supporting documentation.

Attached herewith is a U.S. Patent and Trademark Office Credit Card Payment Form including \$130 for payment of the petition fee as required by 37 CFR 1.17(i).

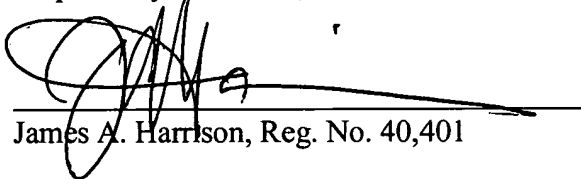
The name, last known address of the inventor is:

Mark Dale
26962 Willow Tree Lane
Laguna Hills, CA 92653

The above-identified application was originally filed without the signature of Mr. Mark Dale to preserve the rights of the parties.

Date: April 2, 2004

Respectfully submitted,



James A. Harrison, Reg. No. 40,401

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